



VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING
243 MAIN STREET • JOHNSON CITY, NY 13790
www.villageofjc.com

Village Board

Gregory Deemie, Mayor

Richard Balles, Trustee Deborah Fuller, Trustee
Martin Meaney, Trustee John Walker, Trustee

Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, July 19, 2016 in the Municipal Building, 243 Main St., Johnson City

Present: Gregory Deemie, Mayor
 Richard Balles, Trustee
 John Walker, Trustee
 Deborah Fuller, Trustee
 Martin Meaney, Trustee

Absent: None

Also Present: Cindy Kennerup, Village Clerk/Treasurer
 Jeff Jacobs, Attorney for the Village

Mayor Deemie called the meeting to order at 7:30pm, led the Pledge of Allegiance and noted the fire exits.

MAYOR'S ANNOUNCEMENTS

- [1] The next regular Village Board Meeting will be Tuesday, August 2, 2016 at 7:30pm with a work session at 5:30pm
- [2] JC Partners Cruze-Inz will be held from 5-8pm on Thurs., July 28th in the Village Hall Parking lot

APPROVAL OF BOARD MINUTES

A motion to approve the minutes of the June 21, 2016 regular meeting and work session was made by Trustee Meaney and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

BIDS - None

PUBLIC HEARINGS - None

PETITIONS RECEIVED

- [1] Petition from residents of Jay Street regarding the conditions of their street and requesting that the street be redone.

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the first privilege of the floor.

Don Patch, Grand Ave. – Hudson Street is being redone. 3 years ago he was told that Helen Street from Grand Avenue was going to be done. Last year he was told it was going to be done but the Town of Union said that the Village did not fill out the paperwork for the money. This year it still hasn't been done and he and his neighbors got water in their basements during a



VILLAGE OF JOHNSON CITY

storm in June. He asked if it was ever going to be done. Mayor Deemie stated that this is the Interceptor B project and the Town of Union is bidding it. It is CDBG funds and the Village is working with the Town. Mr. Patch stated that he feels that Johnson City needs a full time Mayor. He knows that the Mayor tries hard but just doesn't have enough time. Mr. Patch said that Supervisor Sotak said the money is there. Mayor Deemie explained that Mr. Patch needs to talk to either Paul Nelson or Bob Bennett as they are the ones that know these projects. This is a complicated project. Trustee Meaney asked if Mr. Patch has a back flow preventer. Mr. Patch stated that no he doesn't and maybe Johnson City should be putting them in since they can't do anything else. He has a plug so he didn't get 6 inches like the neighbors did. Trustee Walker stated that during that storm several of his neighbor's also got water in their basements. The amount of rain we got in a short period of time overpowered our sewer system. Mr. Patch stated that the worst part is that they are getting sewage and spoke about a pipe that goes to the sewage plant. Mayor Deemie stated that the storm caused a lot of issues all over the Village.

Corinna Johnson, Cook St. – Asked if there is anything new going on with the building at 219 Main Street. Mayor Deemie stated there is nothing going on there. Ms. Johnson asked about the Victory Building. Mayor Deemie stated that there is no new news on that building. 219 Main Street was supposed to be on the county foreclosure list but it was removed from the list. The county owns the Victory Building.

Pat McNamara, Jay St. – Heavy amount of Village machinery & traffic going up and down Jay Street for quite some time. She doesn't know if it's the Public Works or Water Dept. This morning before 7am 3 big trucks went up the street. It makes so much noise and rattles everything. Tonight after 5pm a very large truck with a tractor trailer bed full of stuff went up the road. Mayor Deemie explained that the Village is having the Wren Street water tanks worked on and it may be from that and he will have DPW tell them to use a different route. He will see if the employees can use a different route too.

Denise Prato, Oakdale Rd. – Asked when any of the roads in this Village are going to be fixed. She goes up and down Oakdale Road all the time and it's horrible. They just patch it and it gets worse. It's embarrassing. Mayor Deemie explained that there is a list of streets that are being done this year and explained how every year they go out and grade the streets based on how much work needs to be done and how bad they are. Ms. Prato stated that the roads in the Town of Union are nice. Mayor Deemie explained that the Village is borrowing money to try and get more roads fixed.

Don Slota, Eldredge Ave. – Asked if the state is going to redo all of the roads around the pharmacy school and get rid of the railroad tracks that aren't being used. Mayor Deemie stated that the tracks are being used. He recently talked to the railroad and asked them if the tracks could be removed. The big track is an active rail. They hope to get rid of some of the rails. Mayor Deemie explained that we are working with school to get the sidewalks and curbs done but the Village will do the streets.

Kelly Crane, Director of Outreach Ministries at Sarah Jane Johnson Church – Explained their "Blacktop Basketball" Program and their request to have the courts at CFJ restored to full courts. Mayor Deemie explained that Ms. Crane came to the work session and the Board agreed to put the hoops up back at CFJ temporarily for this program. If there are any issues, they will lose the privilege. Chief Dodge stated that so far this summer there have been very little issues there and supports a second chance there. Mayor Deemie stated that from 5-8pm on Monday & Thursdays and from 12 – 3pm on Saturdays the courts will be reserved for this program.



VILLAGE OF JOHNSON CITY

Michael Tugwell, Greenridge St. – Asked if the traffic signals on Main Street can be synchronized. Mayor Deemie stated that Main Street is a state road but he can ask the DOT. Between 18,000 – 20,000 cars are going down Main Street each day in the Village. He believes it is timed that way for a reason.

Mayor Deemie closed the first privilege of the floor.

COMMUNICATIONS

A motion to accept and file the following Communications was made by Trustee Meaney and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

- [1] Notice of July 12, 2016 meeting of the Binghamton – JC Joint Sewage Board
- [2] Charter Communications Programming Notice dated July 6, 2016
- [3] Notice from the NYS Public Service Commission seeking comments on updating & clarifying wireless pole attachment protections
- [4] Notice from the NYS Public Service Commission seeking comments regarding the use of negative revenue adjustments with the electric safety standards
- [5] Copy of a letter from David Cohen to Daria Golazeski requesting a fair hearing regarding inspection fees for repeat offenders
- [6] Copy of a letter to Daria Golazeski from the Insurance Services Office, Inc. regarding the upcoming evaluation of the Building/Code Enforcement Department
- [7] Copy of a letter from David Kellam to Chief Dodge regarding a letter he sent to Daria Golazeski concerning Code Enforcement violations and body cameras
- [8] Copy of a letter from David Kellam to Code Officer Tony Silvestri concerning Code Enforcement violations and body cameras

COMMITTEE/BOARD REPORTS

A motion to accept and file the following Committee/Board Reports was made by Trustee Balles and seconded by Trustee Fuller. The motion carried with all those present voting in the affirmative.

- [1] Minutes of the April 26, 2016 regular meeting of the JC Planning Board
- [2] Minutes of the June 15, 2016 regular meeting of the Town of Union Board
- [3] Minutes of the June 23, 2016 meeting of the Broome Co. Assoc. of Towns & Villages

DEPARTMENT REPORTS

A motion to accept and file the following Committee/Board Reports was made by Trustee Walker and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

- [1] Police Department Monthly Report – April 2016
- [2] Police Department Monthly Report – May 2016
- [3] DPW Monthly Report – May 2016
- [4] DPW Monthly Report – June 2016

PAYROLL AND BILLS PRESENTED

A motion to approve abstract #2 of the 2016 - 2017 fiscal bills, having been audited by the Board and approved, was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0



VILLAGE OF JOHNSON CITY

GENERAL FUND	\$908,826.14
WATER FUND	\$171,791.81
SEWER FUND	\$124,885.23
REFUSE FUND	\$64,090.70
JSTP	\$2,352,106.66
VARPUR	\$2,386,106.66

UNFINISHED BUSINESS

Resolution #2016 – 99

A motion to approve the following resolution was made by Trustee Balles and seconded by Trustee Walker.

Motion Failed for lack of a supermajority (3/4 majority) - Vote:

Ayes – 3 (*Walker, Balles, Deemie*) **Nays** – 2 (*Meaney, Fuller*) **Absent** – 0

Amend the Binghamton – Johnson City Joint Sewage Treatment Plant Facilities Intermunicipal Agreement X (Master IMA) to share expenses for project management service, project analyst, and project assistant services.

WHEREAS, the City of Binghamton (the "City") is a joint owner of the Binghamton- Johnson City Joint Sewage Treatment Facilities (the "JSTF") with the Village of Johnson City (the "Village"); and

WHEREAS, the City and the Village adopted a "Master IMA" (Intermunicipal Agreement X) organizing the original agreement and all amendments into a single document and exhibits; and

WHEREAS, by Permanent Ordinance 15-34, the City and Village amended the Master IMA, Exhibit IMA No. VIII, paragraph 6 as to include the costs of a Project Manager to be included in the Phase III Remediation Project; and

WHEREAS, the City and Village wish to further amend Master IMA, Exhibit IMA No. VIII, paragraph 6 to include the costs of Project Management Services, Project Analyst, and Project Assistant Services to be included in the Phase III Remediation Project costs.

NOW, THEREFORE, the Board of Trustees of the Village of Johnson City, duly convened does hereby ordain as follows:

Section 1. Pursuant to the Master IMA, Section 31. Modifications, the Council of the City of Binghamton hereby agrees to amend the Master IMA, Exhibit IMA No. VIII, paragraph 6, as follows: ADD: Notwithstanding the forgoing, the City may retain services for Project Management Services, Project Analyst, and Project Assistant Services, as employees of the City of Binghamton for the Phase III Remediation Project. The cost of such employee services may be paid by the City in the first instance, but will be included in the project budget for the Phase III Remediation Project, budget lines HX8150.500100.JIIF (Flood) and HX8150.500100.JIINN (Non-Flood) or charged back to the Joint Sewage Treatment Facility at the year-end reconciliation billing. The Owners agree to amend the authorizing Bond Ordinances for this purpose, if necessary.

Section 2. That this Ordinance shall become effective after approval by a three-fourths vote of the voting strength of the Common Council of the City of Binghamton and the Board of Trustees of the Village of Johnson City.



VILLAGE OF JOHNSON CITY

Resolution #2016 - 101

Authorize the forgiveness of a \$60.00 fine for excess refuse collected at 325 Riverside Drive.

A motion to table Resolution #2016-101 was made by Trustee Meaney and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

Resolution #2016 - 102

Authorize the forgiveness of a \$45.00 fine for excessive brush collected at 203 Harrison Street which was out too early and blocking the sidewalk causing a safety issue.

A motion to table Resolution #2016-102 was made by Trustee Meaney and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

NEW BUSINESS

FINANCE & RULES (All Board Members)

Resolution #2016 - 118

A motion to authorize the Mayor to sign the Collective Bargaining Agreement between the Village and AFSCME Local 3718 for contract years June 1, 2016 through May 31, 2021, as reviewed during executive session was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 119

A motion to acknowledge receipt of request for amendments to the Village Zoning Code to adopt new section “300-60.6.1. Code Compliance Required” and amending Section “300-52.8 – Nonconforming signs” to permit replacement of an existing sign face for a new business or advertiser without loss of non-conforming use and referring the proposed modifications of the zoning code to the Planning Board for review and recommendation in accordance with Section 300-61.3 of the Village Code was made by Trustee Walker and seconded by Trustee Balles.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 120

A motion to approve a request from the Binghamton Brewing Company to close Avenue B on Saturday, August 20, 2016 from 11:00am – 10:00pm for their annual anniversary celebration contingent upon the Village receiving proof of the required liability insurance, acceptable security/safety plans, receiving any required permits from the Alcoholic Beverage Control Board (ABC), completion of a Village Street Work Permit and all necessary Code Enforcement approvals was made by Trustee Fuller and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 -121

A motion to authorize the advertisement of bids for the replacement of the Village Hall roof was made by Trustee Meaney and seconded by Trustee Walker.



VILLAGE OF JOHNSON CITY

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 122

A motion to create a competitive civil service position of full time grant writer for the Village of Johnson City was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 123

A motion to appoint Dai Newman to the position of grant writer for the Village of Johnson City on a provisional basis effective July 21, 2016 at a base salary of \$30,225.00 contingent upon the completion of a successful background check was made by Trustee Meaney and seconded by Trustee Fuller.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

Resolution #2016 - 124

A motion to approve a request from Joe & Marie Lukasik, on behalf of the residents of Martin Avenue, to close Martin Avenue between Union Street and Riverside Drive on Friday, August 26, 2016 from 6:00pm – 11:00pm for the neighborhood's annual Ice Cream Block Party contingent upon obtaining the required street permit and coordination with the DPW and Police Department for the street closures was made by Trustee Balles and seconded by Trustee Meaney.

Motion Carried - Vote:

Ayes – 5 (*Meaney, Fuller, Walker, Balles, Deemie*) **Nays** – 0 **Absent** – 0

PUBLIC SAFETY

FIRE (Trustees Balles & Walker) – No new business

POLICE (Trustees Balles & Walker) – No new business

PUBLIC WORKS (Trustees Balles & Fuller)

Resolution #2016 - 125

A motion to authorize the forgiveness of a \$40.00 fine for excess refuse collected at 114 Ackley Avenue was made by Trustee Meaney and seconded by Trustee Balles.

Motion Failed - Vote:

Ayes – 1 (*Balles*) **Nays** – 4 (*Meaney, Fuller, Walker, Deemie*) **Absent** – 0

RECREATION (Trustees Balles & Fuller) – No new business

PLANNING, ZONING & CODE ENFORCEMENT (Trustees Balles & Walker) – No new business

JOINT SEWAGE TREATMENT BOARD (Trustees Fuller & Meaney) – No new business



VILLAGE OF JOHNSON CITY

PRIVILEGE OF THE FLOOR – VISITORS

Mayor Deemie opened the second privilege of the floor.

Don Slota, Eldredge Ave. – Along Boland Drive the bamboo has grown out into the street from Banks to Riale Avenue along the guardrail. It is a safety issue.

Kelly Crane, Director of Outreach Ministries at Sarah Jane Johnson Church – Bike day was a couple of months ago and they worked with the Police Chief Dodge. They have printed up some cards congratulating kids on making good safety choices which they gave to Chief Dodge to give to his officers to hand out. The cards entitle the recipient to come get an ice cream at the church on Tuesdays. Creates positive interaction between the kids and officers and helps bring kids to the Dream Center at the Church.

Trustee Walker asked Chief Dodge to express his appreciation to Officer Crandall and all the officers for their efforts. Chief Dodge stated that he is encouraging his officers to take every opportunity to spread good will with the community.

Jason Gardner, Binghamton Brewing Co. – Asked if he should coordinate his road closure time with the DPW for his event. Mayor Deemie stated yes and please let the Police know as well.

Mayor Deemie closed the second privilege of the floor.

ADJOURNMENT

Mayor Deemie adjourned the meeting at 8:20pm.

Cindy Kennerup
Clerk/Treasurer

CK/db